

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

**EDUARDO RIVAS FERNANDEZ,
INDIVIDUALLY AND ON BEHALF OF
ALL OTHERS SIMILARLY SITUATED,**

Plaintiff,

v.

BLUSOURCE, LLC,

Defendants.

CIVIL ACTION

FILE NO.: 1:21-cv-00404-LCB-JLW

MOTION FOR APPROVAL OF FLSA SETTLEMENT

The Parties submit the following Motion for Approval of FLSA Settlement, Memorandum in Support of the Consent Motion (“Memorandum”), and Proposed Order. For the reasons set forth in the Memorandum, the Parties respectfully request the Court enter an Order:

- 1) Approving the Parties’ settlement set forth in the Parties’ Settlement Agreement and Release as fair and reasonable resolution of *bona fide* disputes;
- 2) Approving Class Counsel’s attorneys’ fees and costs; and
- 3) Dismissing the claims in this lawsuit, brought by Plaintiff on behalf of himself and all others similarly situated, with prejudice in accordance with the Parties’ proposed order.

Dated: February 23, 2022

Respectfully Submitted,

By: /s/ Christopher Strianese

Christopher Strianese

NC Bar No. 46918

Tamara Huckert

NC Bar No. 35348

STRIANESE HUCKERT, LLP

3501 Monroe Rd.

Charlotte, NC 28205

Tel: 704-966-2101

chris@strilaw.com

tamara@strilaw.com

Michael A. Josephson

State Bar No. 24014780

(pending pro hac vice)

Richard M. Schreiber

State Bar No. 24056278

(admitted pro hac vice)

JOSEPHSON DUNLAP LLP

11 Greenway Plaza, Suite 3050

Houston, Texas 77046

713-352-1100 – Telephone

713-352-3300 – Facsimile

mjosephson@mybackwages.com

rschreiber@mybackwages.com

AND

Richard J. (Rex) Burch

Texas Bar No. 24001807

(pending pro hac vice)

BRUCKNER BURCH, PLLC

8 Greenway Plaza, Suite 1500

Houston, Texas 77046

713-877-8788 – Telephone

713-877-8065 – Facsimile

rburch@brucknerburch.com

ATTORNEYS IN CHARGE FOR PLAINTIFFS

CERTIFICATE OF SERVICE

On February 23, 2022, I served this document on all parties and/or counsel of record via the Court's ECF filing system in accordance with the Federal Rules of Civil Procedure.

/s/ Christopher Strianese
CHRISTOPHER STRIANESE

CERTIFICATE OF CONFERENCE

Plaintiff's Counsel conferred with Bluesource's Counsel, Larry Stine, regarding the relief sought herein, to which Bluesource is unopposed.

/s/ Christopher Strianese
CHRISTOPHER STRIANESE